

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office OCT 18 1985Returned to applicant for correction NOV 07 1985Corrected application filed DEC 03 1985 Map filed DEC 03 1985The applicant MARVIN FRED PORTEOUSP. O. Box 89of Gabbs

Street and No. or P.O. Box No.

City or Town

Nevada 89400

State and Zip Code No.

hereby make S. application for permission to change the

point of diversion and place of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under App. 48115

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

- The source of water is underground
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 2.7 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 33 T19NR37E MDB&M at a point
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
from which the NW Cor said Sec 33 bears N 85° W a distance of 2950 feet.
- The existing permitted point of diversion is located within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 33 T19NR37E MDB&M at a
If point of diversion is not changed, do not answer.
point from which the NW Cor of said Sec 33 bears N 17° W a distance of 1600
feet.
- Proposed place of use NE $\frac{1}{4}$ Sec 33 (primary 160A) and comingled with other rights in
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 33 SW $\frac{1}{4}$ Sec 28 and S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 28 (comingled 320A) - all T19NR37E -
MDB&M - total 480A
- Existing place of use S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 33 and N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 33 T19NR37E - MDB&M - 160A
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
applied for
- Use ~~was permitted from~~ January 1 to December 31 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) deep well, lineshaft turbine pump and
State manner in which water is to be diverted, i.e. diversion structure, ditches,
irrigation works
pipes and flumes, or drilled well, etc.
- Estimated cost of works \$20,000
- Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water permitted herein to be ocmingled with all existing rights on proposed
P.O.U.

By s/ Brien B. Walters
Brien B. Walters
6070 Plumas, Suite G
Reno, Nevada 89509

Compared is/

Protested _____

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ^{deny}~~grant~~ the same, subject to the following limitations and conditions:

This application is denied on the grounds that to grant an application which has a point of diversion on public land to which entry has not been granted and for land the applicant does not own or control would not be in the public interest.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

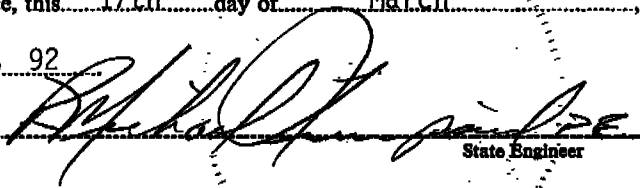
Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 17th day of March,

A.D. 19 92


State Engineer